



Atty. Dkt. No. 089498-0314

#4/B

11-27-01  
A.J.

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Yguerabide, et al.  
Title: ANALYTE ASSAY USING  
PARTICULATE LABELS  
Appl. No.: 09/931,729  
Filing Date: August 16, 2001  
Examiner: Not yet assigned  
Art Unit: Not yet assigned

<p><b>CERTIFICATE OF MAILING</b> I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope on the date indicated below and is addressed to: Commissioner for Patents, Washington, D.C. 20231.</p> <p>10-11-01 (Date of Deposit)</p> <p>Karin E. Harden (Printed Name)</p> <p>Karin E. Harden (Signature)</p>
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**RESPONSE TO NOTICE OF OMITTED ITEMS AND PRELIMINARY AMENDMENT**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Notice of Omitted Items mailed September 20, 2001, Applicant respectfully requests that the application be amended as follows prior to examination of the pending claims:

**In the Specification:**

On page 33, replace the paragraph beginning at line 5 with the amended replacement paragraph provided in Appendix 1. A marked up version of the amended replacement paragraph is provided in Appendix 2.

**REMARKS**

The Notice of Omitted Items indicated that Figures 27A-27F described in the Specification appeared to have been omitted from the application.